

TFC Contract No. 18-038-000
Huitt-Zollars, Inc.
Amendment No. 1 to Assignment No. 4
Project No. 19-011-2509

**INDEFINITE DELIVERY INDEFINITE QUANTITY
PROFESSIONAL SERVICES AGREEMENT
BETWEEN
THE TEXAS FACILITIES COMMISSION
AND
HUITT-ZOLLARS, INC.**

TFC CONTRACT NO. 18-038-000

AMENDMENT NO. 1 TO ASSIGNMENT NO. 4

This Indefinite Delivery Indefinite Quantity Amendment No. 1 to Assignment No. 4 (hereinafter referred to as “Amendment No. 1 to Assignment No. 4”) is entered into by and between the Texas Facilities Commission (hereinafter referred to as “TFC”), a state agency located at 1711 San Jacinto Boulevard, Austin, Texas 78701, and Huitt-Zollars, Inc., located at 3701 Executive Center Drive, Suite 101, Austin, Texas 78731 (hereinafter referred to as “PSP”) (TFC and PSP are hereinafter referred to individually as a “Party” or collectively as “Parties”), to be effective on the Effective Date (as defined below) and to be performed in accordance with the terms and conditions that follow.

RECITALS.

WHEREAS, the Parties entered into that one certain *Indefinite Delivery Indefinite Quantity Professional Services Agreement*, TFC Contract No. 18-038-000 and dated June 12, 2017 (hereinafter referred to as the “Agreement”); and

WHEREAS, pursuant to the terms of the Agreement, the Parties entered into Assignment No. 4 dated October 9, 2019, (hereinafter referred to as “Assignment No. 4”); and

WHEREAS, the Parties now desire to amend Assignment No. 4 to provide for Additional Services and Fees;

NOW THEREFORE, the parties hereby agree as follows:

1. The Parties agree to modify the section entitled, DESCRIPTION OF PROJECT, by providing for Additional Services for the design and construction administration phases related to the expansion of the project area renovation for Texas State Library and Archives Commission Promontory Point Warehouse Storage, to include but not be limited to: (i) performance of a structural analysis of the existing roof structure, (ii) revision of current demolition plans and cost estimates, (iii) revision of current construction document package plans and cost estimates, as addressed in PSP’s Proposal dated March 26, 2020, attached hereto and incorporated herein for all purposes as “Exhibit A-4-1, and consisting of two (2) pages.

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2. The Parties hereby agree to modify the section entitled, FEE FOR BASIC SERVICES to reflect an increase in compensation to be paid to PSP in the amount of Sixteen Thousand Four Hundred Forty-Five and No/100 Dollars (\$16,445.00), for which purpose that section is deleted in its entirety and replaced with the following:

“FEE FOR BASIC SERVICES: Fee for the services set forth in this Assignment No. 4 shall not exceed the sum of One Hundred Eighty-One Thousand Three Hundred Twenty and No/100 Dollars (\$181,320.00). No more frequently than once per month, PSP shall submit a Pay Application to TFC for services performed and reasonable and necessary costs and expenses incurred through the last day of the previous month. Any reimbursable expenses, if allowed, shall be in accordance with Section 4.6 of the Agreement.”

3. Except as amended and supplemented by this Amendment No. 1 to Assignment No. 4, the terms and conditions of the Agreement and of Assignment No. 4 shall remain in full force and effect.

IN WITNESS WHEREOF, the Parties hereto have made and executed this Amendment No. 1 to Assignment No. 4 to be effective as of the date of the last party to sign.

TEXAS FACILITIES COMMISSION

DocuSigned by:
 By: MIKE NOVAK
 81C9FC8A8020417...

Mike Novak

Executive Director

Date of execution: 04/21/2020 | 9:43 AM CDT

HUITT-ZOLLARS, INC.

DocuSigned by:
 By: GREGORY R. WINE
 445488523C41446...

Gregory R. Wine, P.E., LEED AP

Senior Vice President

Date of execution: 04/21/2020 | 9:27 AM CDT

GC CR
 Dir MW
 DED JR

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EXHIBIT A-4-1

**PSP'S IDIQ AMENDMENT NO. 1 TO ASSIGNMENT NO. 4
PROPOSAL MARCH 26, 2020**



HUITT-ZOLLARS, INC. | 10350 Richmond Ave. | Suite 300 | Houston, TX 77042-4248 | 281.496.0066 phone | 281.496.0220 fax | huitt-zollars.com

March 26, 2020

Josh Porosky
Project Manager
Texas Facilities Commission
Facilities Design & Construction Division
1711 San Jacinto Blvd., 2nd floor
Austin, Texas 78701

Reference: Renovation of the Promontory Point Warehouse in Austin, Texas – Assignment No. 4
TFC Contract No. 18-038-000

Subject: Proposal for Additional Services

Dear Mr. Porosky:

Huitt-Zollars, Inc. (Huitt-Zollars) appreciates the opportunity to provide this proposal for additional professional architectural and engineering services to the Texas Facilities Commission (TFC) for the renovation and repurposing of the Promontory Point Warehouse located at 4044 Promontory Point Drive, Austin, TX 78744 (Project). Our proposal is based upon the following project understanding, scope of services, compensation and schedule and our existing professional services agreement with TFC Contract No. 18-038-000.

PROJECT UNDERSTANDING:

Based on a meeting on site on December 6, 2019 and subsequent conversations and correspondence involving members of TFC, the Attorney General's Office (AG), the Texas State Library and Archives Commission (TSLAC) and Huitt-Zollars, Inc., decisions were made to add the elimination of the four rooms in the northeast corner of the storage space which adds additional lighting, HVAC and finishes and revision to existing drawings. This effort was subsequent to the preparation of the demolition drawings which did not include the four rooms in the original project scope.

SCOPE OF SERVICES:

Huitt-Zollars shall:

- A. Meet with TFC, AG and TSLAC on site to review the revised layout plan.
- B. Revise the 50% Demolition Package (plans and cost estimate).
- C. Revise the 50% Construction Document Package (plans and cost estimate).
- D. Perform a structural analysis of the existing roof structure to support the new roof top unit.


COMPENSATION:

Our estimated lump sum budget for performing the additional scope of services is \$ 16,445.00. Hourly breakdown and our MEP consultant's proposal are enclosed.

AUTHORIZATION:

Should this proposal meet with your approval and acceptance, please send us a TFC professional services agreement for our execution. If you have any questions, please call.

Respectfully submitted,
HUITT-ZOLLARS, INC.


Gregory R. Wine, PE, LEED AP
Senior Vice President

Enclosures

ADVANCEDDESIGN™

HUITT-ZOLIARS

PROJECT BUDGET WORKSHEET - Houston 2019

Client: Texas Facilities Commission
Project Name: Renovation of the Promontory Point Warehouse - Additional Services #1
Contract No.: 18-038-000
Project No.: R307512.02

Date: 3/26/2020
Project Number: R307512.02
Project Template:
Labor Code Schedule: HO19

HZ LABOR BUDGET			Phase Number	1	2	RMB		
			Phase Description	Revisions to Drawings	Structural Analysis	Reimbursable Expenses		
			Task Number					
			Task Description					
			Phase/Task Manager					
			Lump Sum or Hourly					
Labor Code	Labor Classification	Hourly Rate	Column Total	Column Total	Column Total	Column Total	TOTAL HOURS	TOTAL BUDGET
PIC	Principal-In-Charge	\$ 250.00	\$ 12,440.00	\$ 4,005.00	\$ -	\$ -	2	\$ 500.00
EIT	Engineer Intern	\$ 130.00	0	16	0		16	\$ 2,080.00
SSE	Sr. Structural Engineer	\$ 200.00	0	8	0		8	\$ 1,600.00
SAX	Sr. Architect	\$ 195.00	24	0	0		24	\$ 4,680.00
AIX2	Architect Intern 2	\$ 120.00	28	0	0		28	\$ 3,360.00
PRO	Project Support	\$ 75.00	2	1	0		3	\$ 225.00
Total Manhours per Phase/Task			55	26	0		81	
HZ Labor per Phase/Task			\$ 8,440.00	\$ 4,005.00	\$ -		HZ Labor	\$ 12,445.00
Direct Expenses (Distribute among Phases/Tasks as applicable)			\$ -	\$ -	\$ -		Direct Expenses	\$ -
Direct Consultants (Distribute among Phases/Tasks as applicable)			\$ -	\$ -	\$ -		Direct Consultants	\$ -
RMB Expenses						\$ -	RMB Expenses	\$ -
RMB Consultants (Distribute among Phases/Tasks as applicable)			\$ 4,000.00	\$ -	\$ -		RMB Consultants	\$ 4,000.00
Total Fee per Phase/Task			\$ 12,440.00	\$ 4,005.00	\$ -	\$ -	CONTRACT SUM	\$ 16,445.00